

UNITED STATES OF AMERICA  
BEFORE THE NATIONAL LABOR RELATIONS BOARD

HEARST MAGAZINES MEDIA  
Employer

and

Case 02-RC-252592

WRITERS GUILD OF AMERICA  
EAST, INC.  
Petitioner

ORDER

The Employer's Request for Review of the Regional Director's decision to defer litigation of the supervisory status of 86 individuals in the petitioned-for unit is denied as it raises no substantial issues warranting review.<sup>1</sup> The Employer's Request for Expedited Consideration and Application for a Stay Pending Review are denied as moot.

JOHN F. RING,	CHAIRMAN
MARVIN E. KAPLAN,	MEMBER
WILLIAM J. EMANUEL,	MEMBER

Dated, Washington D.C., January 22, 2020.

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<sup>1</sup> In denying review, we find that the Regional Director's decision to defer litigation of the supervisory status of these 86 individuals was permissible under the representation-case procedures currently in effect. We observe, however, that the Regional Director's decision raises many of the concerns that led the Board to recently adopt procedural changes that will limit regional directors' discretion to defer litigation and resolution of eligibility disputes. See 84 Fed. Reg. 69524, 69538-69542 (Dec. 18, 2019). Those amendments are not effective until April 16, 2020, however. See *id.* at 69524. Accordingly, they do not apply to petitions filed prior to that date, as is the case here.